



51306/695:1  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I re the Application of:

**Jorge L. Acosta**

**Serial No.:** 10/606,119

**Filed:** June 24, 2003

**For:** DENSE PATTERN OPTICAL  
SCANNER

)  
) **Group Art Unit:** 2876  
)

) **Examiner:** Lee, Seung H.  
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**TERMINAL DISCLAIMER TO OBVIATE DOUBLE PATENTING  
REJECTION [37 CFR 1.321(b) and (c)]**

**Identification of Person(s) Making This Disclaimer**

I, John A. Rafter, Jr., represent that I am

- \_\_\_\_\_ an inventor of this invention  
\_\_\_\_\_ an assignee of this invention  
\_\_\_\_\_ a representative authorized to sign in behalf of the assignee identified below.  
\_\_\_X\_\_\_ an attorney or agent of record for this application.

**Identity of Owner**

The owner is:                      Name: PSC Scanning, Inc.  
   Address: 959 Terry Street, Eugene, Oregon 97402

**Extent of Interest**

The extent of the owner's interest in the instant application is to

- \_\_\_X\_\_\_ the whole of the invention.  
\_\_\_\_\_ a sectional interest in the invention as follows (*here  
state the exact interest of the owner*).

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**CERTIFICATE OF MAILING  
(37 C.F.R. §1.10)**

I hereby certify that this paper (along with any referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below in an envelope as addressed to Mail Stop Amendment, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450.

\_\_\_\_\_  
November 15, 2004

Date of Deposit

Portland2-4497799.1 0051306-00695

\_\_\_\_\_  
Sandi Lekar

Name of Person Mailing Paper

\_\_\_\_\_  
Signature of Person Mailing Paper

### Disclaimer

The terminal part of the statutory term of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173 of:

☒ prior patent United States Patent No. **6,585,161** as presently shortened by any terminal disclaimer,

is hereby disclaimed, except as provided below, and it is agreed that any patent so granted on the above-identified application shall be enforceable only for, and during, such period that said patent and the prior patent is commonly owned. This agreement runs with any patent granted on the above-identified application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, the owner does not disclaim any terminal part of any patent granted on the above-identified application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that the prior patent later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims cancelled by a reexamination certificate, is reissued, or are otherwise terminated prior to expiration of its full statutory term as presently shortened by any terminal disclaimer.

### Fee Status

*(37 CFR 1.20(d) and 37 CFR 1.321)*

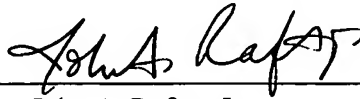
☒ Other than a small entity -- fee \$ 110.00  
☐ Small entity -- fee \$ 55.00

### Fee Payment

☐ Attached is a check covering the sum of \$\_\_\_\_\_.  
☒ Charge Deposit Account No. **13-4953** the sum of \$110.00 for the above fee.  
☒ Charge Deposit Account No. **13-4953** for any fee deficiency required by this paper.<sup>1</sup>

☐ For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned is empowered to act on behalf of the organization.

Dated: November 15, 2004

By:   
John A. Rafter, Jr.  
Reg. No. 31,653  
Attorney of Record

<sup>1</sup> If there are insufficient funds in the PSC Inc.'s 13-4953 account, please charge Stoel Rives LLP deposit account no. 19-4455.